



US Army Corps
of Engineers
Portland District

PUBLIC NOTICE for PERMIT APPLICATION

Issue Date: September 4, 2003

Expiration Date: October 6, 2003

Corps of Engineers Action ID: 199700884

Oregon Division of State Lands Number: RP-14259

30 Day Notice

Interested parties are hereby notified that an application has been received for a Department of the Army permit for certain work in waters of the United States, as described below and shown on the attached plan.

Comments: Comments on the described work should reference the U.S. Army Corps of Engineers number shown above and should reach this office no later than the above expiration date of this Public Notice to become part of the record and be considered in the decision. Comments should be mailed to the following address:

U.S. Army Corps of Engineers
ATTN: CENWP-OP-GP (Mr. John W. Barco)
P.O. Box 2946
Portland, Oregon 97208-2946

Applicant: C. C. Meisel Co., Inc.
P.O. Box 208
McMinnville, Oregon 97128

Location: The project is located on the Willamette River, River Mile 60.5, in Section 26, Township 4 South, Range 3 West, Yamhill, Oregon.

Project Description: The proposed project is to annually dredge approximately 65,000 cubic yards of rock, gravel, sand and silt material to a depth of 1 foot above the water line. The proposed material extraction would occur behind a 20-foot leave strip in order to isolate the operation from the Willamette River. The material would be removed by rubber tired front end loaders or backhoes, loaded onto trucks and hauled to a screening and washing plant one and one-half miles west of the bar or to a temporary upland stock pile area off the bar.

Purpose: Commercial dredging operation to supply aggregate products for local construction projects.

Drawings: Eight drawings labeled Corps No. 199700884

Additional Information: Additional information may be obtained from John W. Barco, Project Manager, U.S. Army Corps of Engineers at (503) 808-4385.

Authority: This permit will be issued or denied under the following:

Section 10, Rivers and Harbors Act 1899 (33 U.S.C. 403), for work in or affecting navigable waters of the United States.

Section 404, Clean Water Act (33 U.S.C. 1344), for discharge of dredged or fill material into waters of the United States.

Water Quality Certification: A permit for the described work will not be issued until certification, as required under Section 401 of the Clean Water Act (P.L. 95-217), has been received or is waived from the certifying state. Attached is the state's notice advertising the request for certification.

Section 404(b)(1) Evaluation: The impact of the activity on the public interest will be evaluated in accordance with the Environmental Protection Agency guidelines pursuant to Section 404(b)(1) of the Clean Water Act.

Public Hearing: Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing.

Endangered Species: Preliminary determinations indicate that the proposed activity may affect an endangered or threatened species or its critical habitat. Consultation under Section 7 of the Endangered Species Act of 1973 (87 Stat. 844) will be initiated. A permit for the proposed activity will not be issued until the consultation process is completed.

Cultural Resources: The described activity is not located on property registered or eligible for registration in the latest published version of the National Register of Historic Places. This notice has been provided to the State Historic Preservation Office.

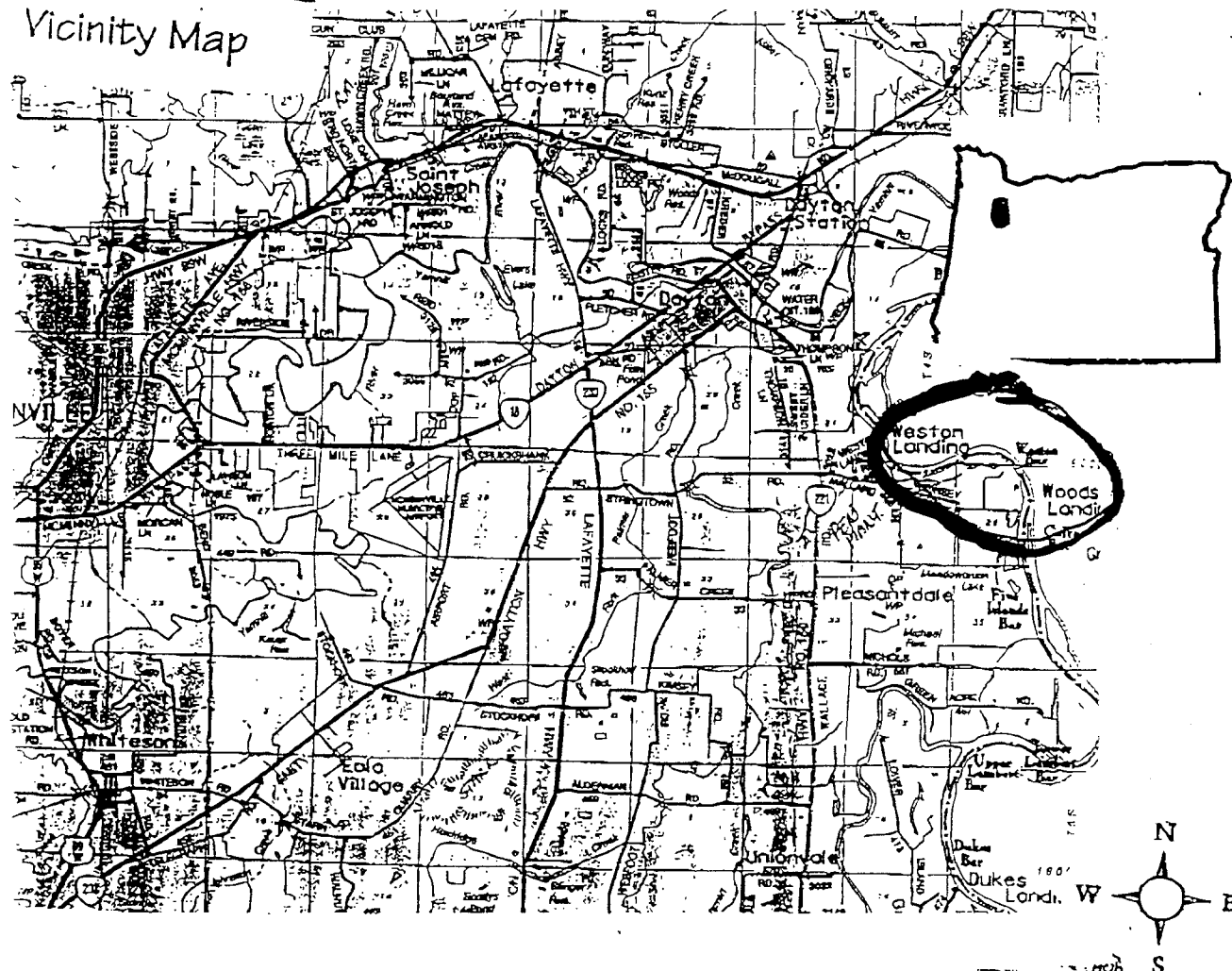
Evaluation: The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the described activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit, which reasonably may be expected to accrue from the described activity, must be balanced against its reasonably foreseeable detriments. All factors, which may be relevant to the described activity will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, consideration of property ownership and, in general, the needs and welfare of the people.

The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this proposal.

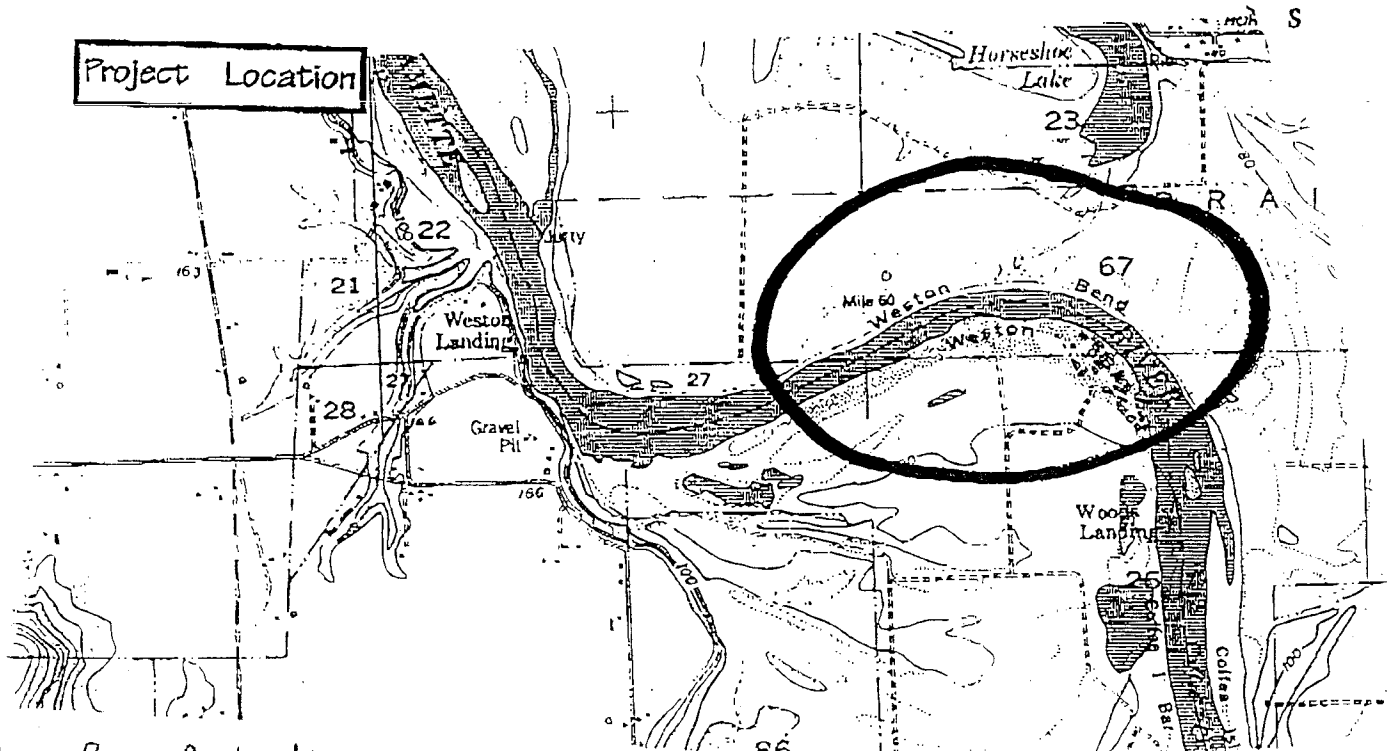
To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

Additional Requirements: State law requires that leases, easements, or permits be obtained for certain works or activity in the described waters. These State requirements must be met, where applicable, and a Department of the Army permit must be obtained before any work within the applicable Statutory Authority, previously indicated, may be accomplished. Other local governmental agencies may also have ordinances or requirements, which must be satisfied before the work is accomplished.

Vicinity Map



Project Location



Weston Bar Application
Willamette River at mile 60.5
November 2002

Project Location map
WS6S Quadrangle - Dayton, Oregon

C.C. Meisel
Sheet 1 of 1

for : C. C. MEISER

Location: N 1/2 of Section 28, T. 4 S., R. 3 W.,
of the W.M., Yamhill County, Oregon.

For (54) 401-102-252

DATE 21 MAY 1957

For use only

U.S. LOT 1

1000

U.S. LOT 2

River

Sedg. 1' - 20'

Page 1 of 2

By: Matt Gurnea & Assoc.
19010 Bower Creek Rd.
Medford, Oregon 97528

RECEIVED
PROFESSIONAL
LAND SURVEYOR
Matt Dwyer
OREGON
MAY 10 1982
MATTHEW E. DWYER
1982
Expires 24 December 1989

The BT deviation line is shown per a previous application for C&D. Indeed, it was concluded from tests taken 21 May 1987, on the water used to dump to left to right deviation line. The following data were obtained from the same location:

Time	BT Deviation	BT Deviation	BT Deviation
18:00	1.5	1.5	1.5
18:05	1.5	1.5	1.5
18:10	1.5	1.5	1.5
18:15	1.5	1.5	1.5
18:20	1.5	1.5	1.5
18:25	1.5	1.5	1.5
18:30	1.5	1.5	1.5
18:35	1.5	1.5	1.5
18:40	1.5	1.5	1.5
18:45	1.5	1.5	1.5
18:50	1.5	1.5	1.5
18:55	1.5	1.5	1.5
19:00	1.5	1.5	1.5
19:05	1.5	1.5	1.5
19:10	1.5	1.5	1.5
19:15	1.5	1.5	1.5
19:20	1.5	1.5	1.5
19:25	1.5	1.5	1.5
19:30	1.5	1.5	1.5
19:35	1.5	1.5	1.5
19:40	1.5	1.5	1.5
19:45	1.5	1.5	1.5
19:50	1.5	1.5	1.5
19:55	1.5	1.5	1.5
20:00	1.5	1.5	1.5
20:05	1.5	1.5	1.5
20:10	1.5	1.5	1.5
20:15	1.5	1.5	1.5
20:20	1.5	1.5	1.5
20:25	1.5	1.5	1.5
20:30	1.5	1.5	1.5
20:35	1.5	1.5	1.5
20:40	1.5	1.5	1.5
20:45	1.5	1.5	1.5
20:50	1.5	1.5	1.5
20:55	1.5	1.5	1.5
21:00	1.5	1.5	1.5
21:05	1.5	1.5	1.5
21:10	1.5	1.5	1.5
21:15	1.5	1.5	1.5
21:20	1.5	1.5	1.5
21:25	1.5	1.5	1.5
21:30	1.5	1.5	1.5
21:35	1.5	1.5	1.5
21:40	1.5	1.5	1.5
21:45	1.5	1.5	1.5
21:50	1.5	1.5	1.5
21:55	1.5	1.5	1.5
22:00	1.5	1.5	1.5
22:05	1.5	1.5	1.5
22:10	1.5	1.5	1.5
22:15	1.5	1.5	1.5
22:20	1.5	1.5	1.5
22:25	1.5	1.5	1.5
22:30	1.5	1.5	1.5
22:35	1.5	1.5	1.5
22:40	1.5	1.5	1.5
22:45	1.5	1.5	1.5
22:50	1.5	1.5	1.5
22:55	1.5	1.5	1.5
23:00	1.5	1.5	1.5
23:05	1.5	1.5	1.5
23:10	1.5	1.5	1.5
23:15	1.5	1.5	1.5
23:20	1.5	1.5	1.5
23:25	1.5	1.5	1.5
23:30	1.5	1.5	1.5
23:35	1.5	1.5	1.5
23:40	1.5	1.5	1.5
23:45	1.5	1.5	1.5
23:50	1.5	1.5	1.5
23:55	1.5	1.5	1.5
00:00	1.5	1.5	1.5

Legend

= movement found, such to 0.2 down, in good condition and the other side of the bridge started to be moved.

• **Vertical** – the vertical axis is the dependent variable

— = Oxytetracycline Water Lot# (Date) = 12.007

--- = Date of Birth 21 May 1977

• Currents Flow Under

ONE-BOX
107 1001 100 MS and PPH
K119-850 M 3/5

51728

19-00000

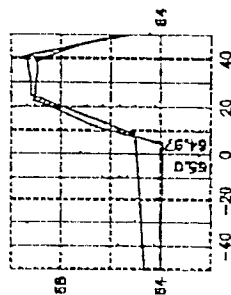
11

Cross Section Profiles

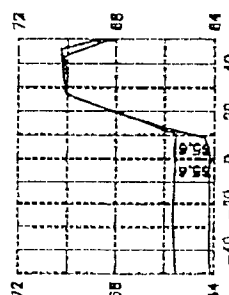
for : **C.C. MEISEL**

"B"

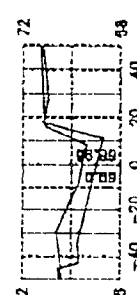
2+00



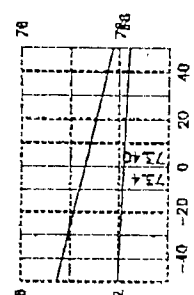
1+50



1+00

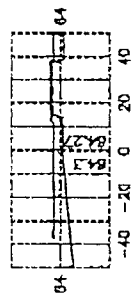


0+50

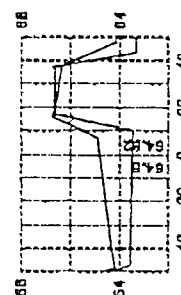


"A"

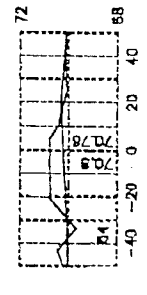
1+50



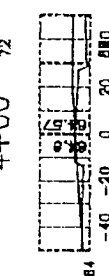
1+00



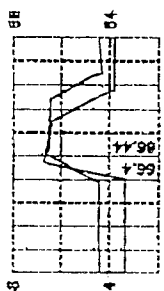
0+50



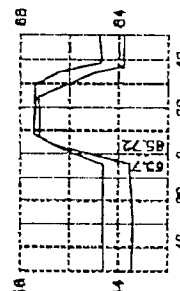
Date: 23 October, 2001
 Horiz. Scale: 1" = 50'
 Vert. Scale: 1" = 5'



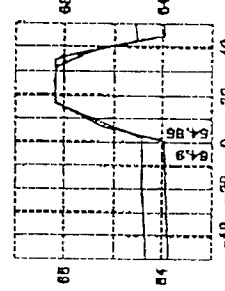
3+50



3+00

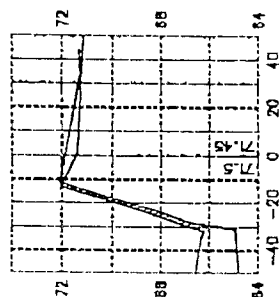


2+50

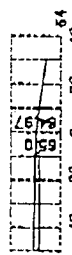


"C"

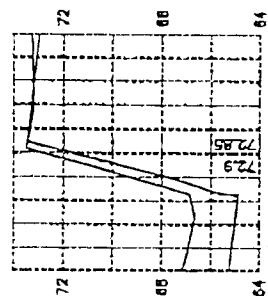
2+50



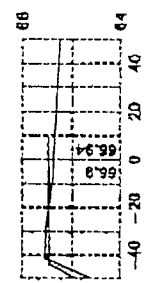
4+00



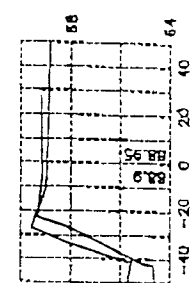
2+00



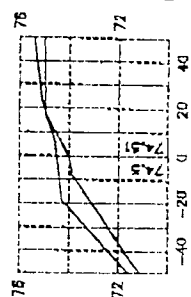
3+50



3+00



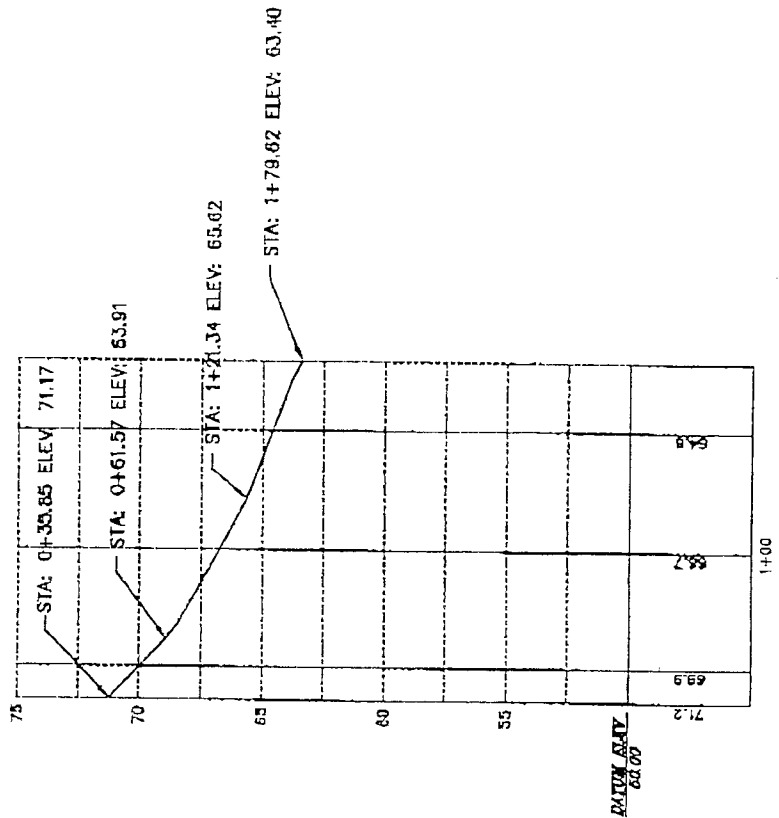
1+50



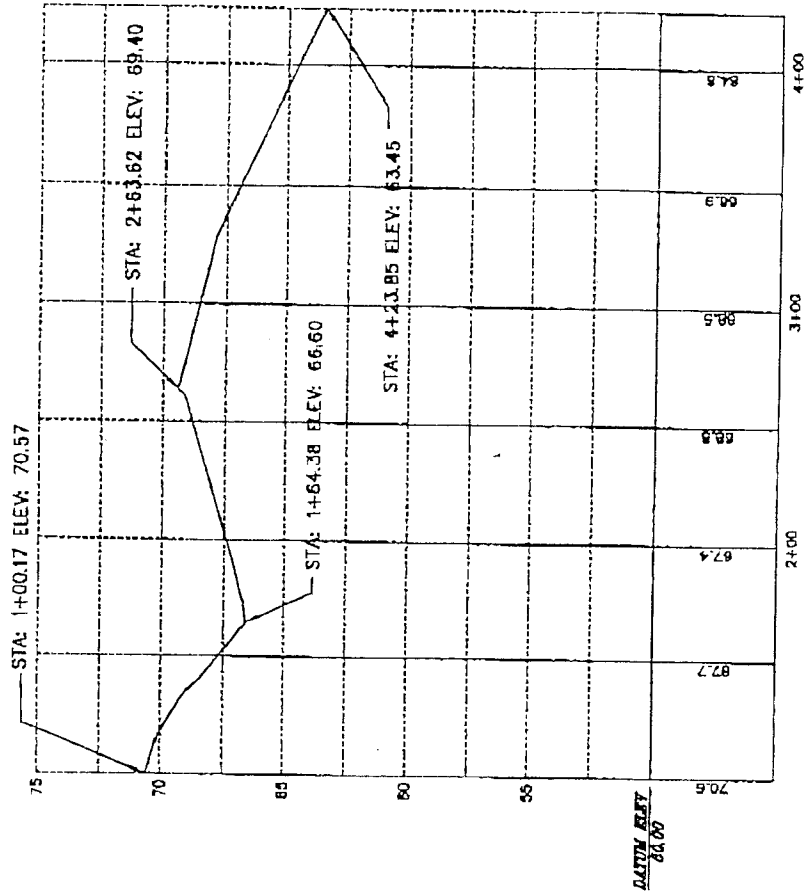
Cross Section Profiles for : C.C. MEISEL

Date: 9 August 2000
 Horiz. Scale: 1" = 50'
 Vert. Scale: 1" = 5'

Cross Section "A"



Cross Section "B"



Cross Section Profiles

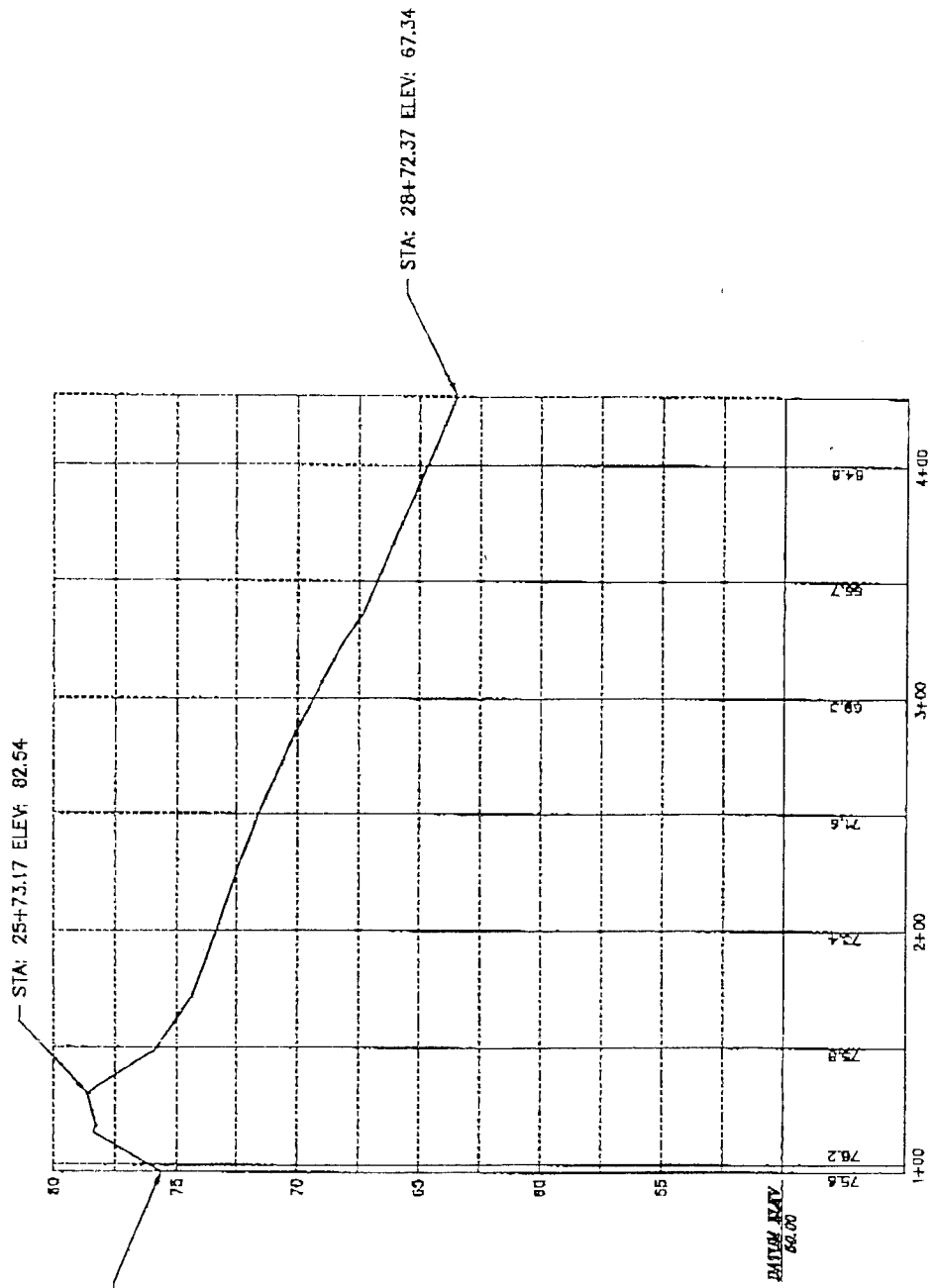
C.C. MEISEL

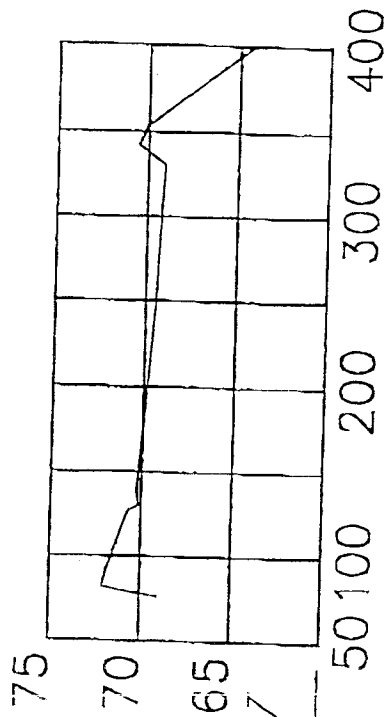
Cross Section "C"

Date: 9 August 2000

Horiz. Scale: 1" = 50'

Vert. Scale: 1" = 5'

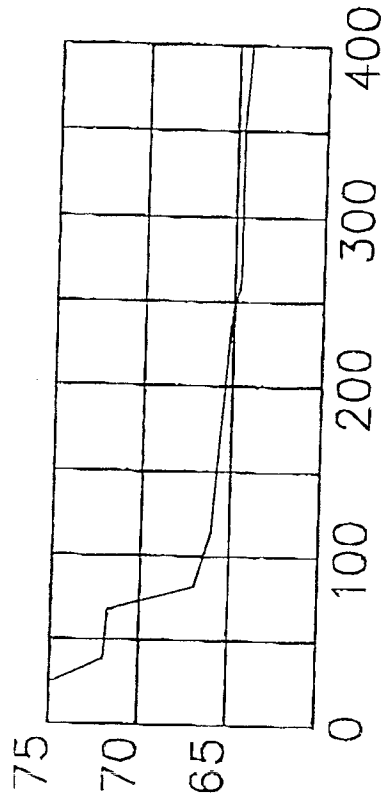




DATUM ELEV

60.00

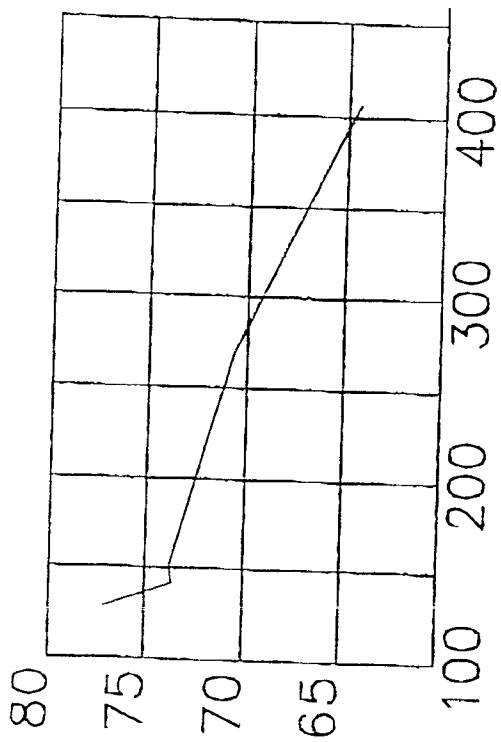
GROUP 9-15-98
SECTION A



DATUM ELEV

60.00

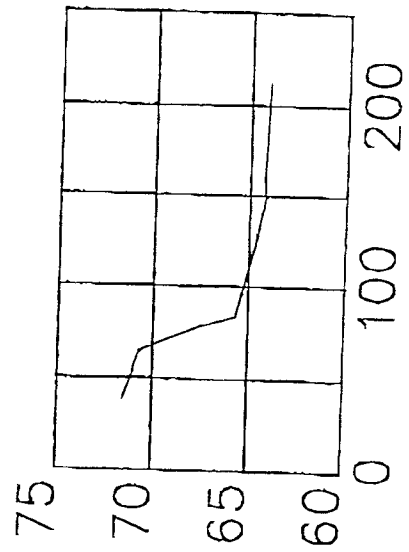
GROUP 9-15-98
SECTION B



DATUM ELEV

60.00

GROUP 9-15-98
SECTION C



DATUM ELEV

60.00

GROUP 9-15-98
SECTION D

Profile Lines on Weston Bar for : C.C. MEISEL

Location: R 1/2 of Section 26, T. 4 S., R. 3 W.,
of the W.M., Yamhill County, Oregon.

Tax Lot: 4326-100.200

Date: 21 May 1987

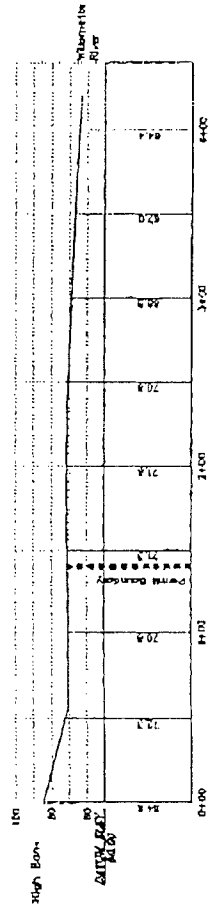
Horizontal Scale 1" = 50' Vertical Scale 1" = 50'

Ordinary High Water (O.H.W.)
Elev. = 76.00'

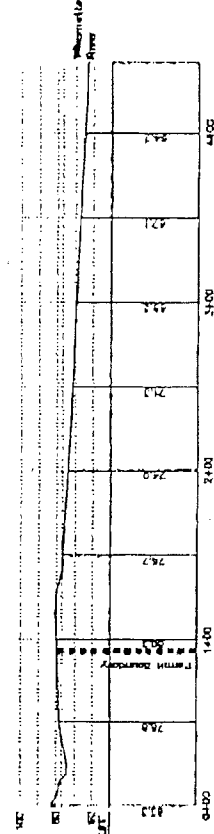
Ordinary Low Water (O.L.W.)
Elev. = 69.00'

N.T.S.

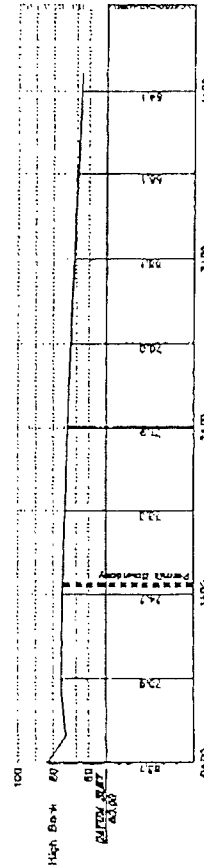
Section "A"



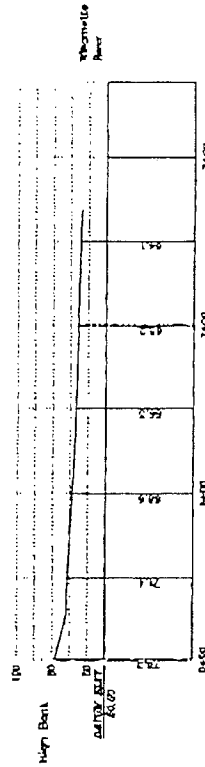
Section "B"



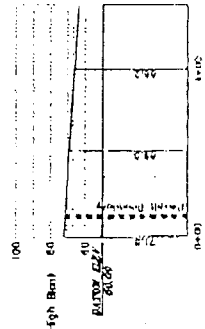
Section "C"



Section "D"



Section "E"



Note: The Ordinary Low Water Elevation per Division of State Lands is 66.0' at river mile 60.5.
The Ordinary High Water Elevation per Division of State Lands is 76.0' at river mile 60.5.
Volumes estimated from bottom bank to 67' elevation - 4,100 cubic yards.
Volume estimated from bottom bank to 63' elevation - 65,014 cubic yards.

Oregon Department of Environmental Quality

Water Quality 401 Certification

Corps of Engineers Action ID Number: 199700884
Oregon Division of State Lands Number: RP-14259

Notice Issued: September 4, 2003
Written Comments Due: October 6, 2003

WHO IS THE APPLICANT: C. C. Meisel Co., Inc.

LOCATION OF CERTIFICATION ACTIVITY: See attached U.S. Army Corps of Engineers public notice

WHAT IS PROPOSED: See attached U.S. Army Corps of Engineers public notice on the proposed project

NEED FOR CERTIFICATION: Section 401 of the Federal Clean Water Act requires applicants for Federal permits or licenses to provide the Federal agency a water quality certification from the State of Oregon if the proposed activity may result in a discharge to surface waters.

DESCRIPTION OF DISCHARGES: See attached U.S. Army Corps of Engineers public notice on the proposed project

WHERE TO FIND DOCUMENTS: Documents and related material are available for examination and copying at Oregon Department of Environmental Quality, Water Quality Division, 811 S.W. 6th Avenue, Portland, Oregon 97204

While not required, scheduling an appointment will ensure documents are readily accessible during your visit. To schedule an appointment please call Alice Kavajecz at (503) 229-6962.

Any questions on the proposed certification may be addressed to the 401 Program Coordinator at (503) 229-5845.

PUBLIC PARTICIPATION:

Public Hearing: Oregon Administrative Rule (OAR) 340-48-0020 (6) states that ☐The Director shall provide an opportunity for the applicant, any affected state, or any interested agency, person, or group of persons to request or petition for a public hearing with respect to certification applications. If the Director determines that new information may be produced thereby, a public hearing will be held prior to the Director's final determination. Instances of doubt shall be resolved in favor of holding the hearing. There shall be public notice of such a hearing.

Written comments:

Written comments on the proposed certification must be received at the Oregon Department of Environmental Quality by 5 p.m. on (full date). Written comments should be mailed to Oregon Department of Environmental Quality, Attn: 401 Program Coordinator, 811 S.W. 6th Avenue, Portland, Oregon 97204. ***People wishing to send written comments via e-mail should be aware that if there is a delay between servers or if a server is not functioning properly, e-mails may not be received prior to the close of the public comment period.*** People wishing to send comments via e-mail should send them in Microsoft Word (through version 7.0), WordPerfect (through version 6.x) or plain text format to melville.tom@deq.state.or.us. Otherwise, due to conversion difficulties, DEQ recommends that comments be sent in hard copy.

WHAT HAPPENS NEXT: DEQ will review and consider all comments received during the public comment period. Following this review, the permit may be issued as proposed, modified, or denied. You will be notified of DEQ's final decision if you present either oral or written comments during the comment period. Otherwise, if you wish to receive notification, please call or write DEQ at the above address.

ACCESSIBILITY INFORMATION: This publication is available in alternate format (e.g. large print, Braille) upon request. Please contact DEQ Office of Communications and Outreach at (503) 229-5317 or toll free within Oregon at 1-800-452-4011 to request an alternate format. People with a hearing impairment can receive help by calling DEQ's TTY at (503) 229-6993.